

## AGING, DEPARTMENT ON[17]

### Notice of Intended Action

**Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”**

**Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.**

Pursuant to the authority of Iowa Code section 231.23, the Department on Aging proposes to amend Chapter 2, “Department on Aging,” Iowa Administrative Code.

The proposed amendments will do the following:

1. Provide a current address for the Department’s official Web site. The Department’s Web site has been modernized and has a new Web address.
2. Align the chapter with the Department’s current organizational units and structure. The Department recently created a new division. These amendments reflect the new structure of the Department.
3. Remove provisions duplicative of already existing language in the Iowa Code, Iowa Administrative Code, and federal law. These amendments remove references to staffing and discrimination requirements. These requirements exist in the current Iowa Code and Iowa Administrative Code and federal law.

Any interested person may make written comments on the proposed amendments on or before March 24, 2015. Comments should be directed to Kimberly Murphy, Iowa Department on Aging, Jessie Parker Building, 510 East 12th Street, Suite 2, Des Moines, Iowa 50319. Comments may also be sent by e-mail to [kimberly.murphy@iowa.gov](mailto:kimberly.murphy@iowa.gov).

These amendments do not provide for waivers in specified situations because requests for the waiver of any rule may be submitted under the Department’s general rule on exceptions found in Chapter 11, “Waivers or Variances From Administrative Rules.”

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement Iowa Code section 231.23.

The following amendments are proposed.

ITEM 1. Amend subrule 2.3(2) as follows:

**2.3(2) Contact information.** General correspondence, inquiries, requests for information or assistance, complaints, or petitions may be sent to or obtained from the following sources:

- a. By mail addressed to: Director, Iowa Department on Aging, Jessie Parker Building, 510 East 12th Street, Suite 2, Des Moines, Iowa 50319;
- b. By telephone at (515)725-3333 or 1-800-532-3213; or
- c. From the Web site at ~~www.aging.iowa.gov~~ [www.iowaaging.gov](http://www.iowaaging.gov).

ITEM 2. Rescind rule **17—2.4(231)**.

ITEM 3. Renumber rule **17—2.5(231)** as **17—2.4(231)**.

ITEM 4. Amend renumbered rule 17—2.4(231), introductory paragraph, as follows:

**17—2.4(231) Organizational units of the department.** The department’s activities are performed by employees within the office of the director, ~~two and three divisions and the office of elder rights~~. Grants will be managed by the appropriate division, ~~office of the director or office of elder rights~~, dependent upon the source and intended use of funds.

ITEM 5. Amend renumbered subrule 2.4(1) as follows:

**2.4(1) Office of the director.** The office of the director is may be comprised of the director, the assistant director, the state long-term care ombudsman, the policy coordinator, the public information

officer, and other personnel. This office is responsible for the overall planning, policy, management and operations of the department.

ITEM 6. Rescind renumbered subrules 2.4(2) to 2.4(4) and adopt the following **new** subrules in lieu thereof:

**2.4(2)** *Division of programs and administration.* The responsibilities of the division of programs and administration include the development and operation of home- and community-based programs, development of program and operational budgets, and accounting and administrative control of appropriation expenditures.

**2.4(3)** *Division of policy and planning.* The responsibilities of the division of policy and planning include providing leadership and direction for the integration of policy development and ensuring that policies are consistent with department goals and results.

**2.4(4)** *Division of elder rights.* The responsibilities of the division of elder rights include development, administration, and operation of the program and budget for the office of the state long-term care ombudsman and other programs impacting elder rights.

ITEM 7. Rescind and reserve rules **17—2.6(231)** to **17—2.8(231)**.